

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO : 5534 of 1998

Between:

The Alavalapadu Gram Panchayat Rep. by its President Mutchu Nageswara
Rao, R/o Alavalapadu, J. Panguluru Mandal,
Prakasam District. S/o.Anjaneyulu

..... PETITIONER

AND

- 1 The District Panchayat Officer,
Ongole, Prakasam District.
- 2 Divisional Panchayat Officer,
Ongole, Prakasam District.
- 3 The Assistant Director Fisheries,
Ongole, Prakasam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ Order or direction especially one in the nature of Writ of Mandamus directing the 1st and 2nd respondents to fix an up-set price for leasing out the fishery rights in Alavalapadu Gram Panchayat, J. Pangulur Mandal, Prakasam District enabling the Gram Panchayat to lease out the fishery rights by declaring the letter of the 3rd respondent in letter No:1913/B/96, dt: 2-6-1997 as untenable, illegal and ultravires of the provisions of A.P. Panchayat Raj Act.

Counsel for the Petitioner: MR.P.SRI RAGHU RAM (Not present)

**Counsel for the Respondents: GP FOR PANCHAYAT RAJ & RURAL
DEV.**

The Court made the following :

ORDER:

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This writ petition is filed, seeking a direction to respondents 1 and 2 to fix an up-set price for leasing out the fishery rights in Alavalapadu Gram Panchayat, J. Pangulur Mandal, Prakasam District, enabling the Gram Panchayat to lease out the fishery rights by declaring the letter of the 3rd respondent in letter No.1913/B/96, dated 2-6-1997 as untenable, illegal and ultravires of the provisions of the A.P. Panchayat Raj Act.

When the matter came up today for hearing, none appears for the petitioner as well as the respondents.

The main relief and the interim relief sought for by the petitioner are one and the same. This Court while admitting the writ petition by order, dated 03-03-1998, granted interim direction in W.P.M.P. No. 6708 of 1998. By virtue of the interim direction, no orders are required to be passed.

Therefore, the writ petition is dismissed as having become infructuous. No costs.

N.V. RAMANA, J

Date: 04-03-2005

Svv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

- 1 The District Panchayat Officer,
Ongole, Prakasam District.
- 2 Divisional Panchayat Officer,
Ongole, Prakasam District.
- 3 The Assistant Director Fisheries,
Ongole, Prakasam District.
- 4 Two CCs. to the Government Pleader for Panchayat Raj and Rural
Development, High Court Buildings, A.P., Hyderabad (OUT).
- 5 Two CD copies

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